# Docket No.: 1293.1059CIP2D4

#### REMARKS

Claims 1-16 and 18-26 are pending and under consideration. No new matter is presented in this Amendment.

# REJECTIONS UNDER DOUBLE PATENTING:

On pages 2-4 of the Office Action, the Examiner rejects claims 1, 2, 12 and 22 on the ground of nonstatutory obviousness-type double patenting over selected claims of U.S. Patent No. 6,907,189, U.S. Patent No. 6,687,455, and/or U.S. Patent No. 6,707,985. In view of the enclosed Terminal Disclaimer, it is respectfully requested that the Examiner reconsider and withdraw the rejection.

# **ALLOWABLE SUBJECT MATTER:**

On page 4 of the Office Action, the Examiner objects to claims 3-11, 13-16, 18-21 and 23-25 as being dependent upon a rejected base claim, and allows claim 26.

## **CONCLUSION:**

There being no further outstanding objections or rejections, it is submitted that the application is in condition for allowance. An early action to that effect is courteously solicited. Finally, if there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 503333.

Respectfully submitted,

STEIN, MCEWEN & BUI, LLP

Date: DEC. 18, 2006

lames G. McEwen Registration No. 41,983

1400 Eye St., NW Suite 300

Washington, D.C. 20005 Telephone: (202) 216-9505 Facsimile: (202) 216-9510